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T-501 P.001 F-876

FORM PTO-1083 (fees 12/04)

AMENDMENT TRANSMITTAL LETTER

Docket: A-1955

In re application of: Babel et al.

Confirmation No.: 1924

Serial No.: 10/658,598

Examiner: George P. Wyszomierski

Filed: 9/8/2003

Group Art Unit: 1742

Customer No.: 33197

For: LARGE DIAMETER DOMES AND METHODS OF MANUFACTURING SAME

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been previously established.
☐ No additional fee is required.

The filing fee has been calculated as shown below:

					SMALL ENTITY		or	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		RATE	ADDIT. FEE
TOTAL	15	MINUS	20	0	x 25	0		x50	-0-
INDEP.3	2	MINUS	3	0	x 100	0		x 200	-0-
<input type="checkbox"/> First Presentation of Multiple Dep. Claim					+180	0	or	+360	-0-
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- ☒ Please charge my Deposit Account No. 13-5135 the amount of \$130, in payment of a terminal disclaimer fee.
- ☐ A check in the amount of \$_____ is attached.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 13-5135.
- ☒ Any additional filing fees required under 37 CFR 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Donald E. Stout

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June 3, 2005

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REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
A-1955

In re Application of: Babel et al.

Application No.: 10/658,598

Filed: 9/8/2003

For: LARGE DIAMETER DOMES AND METHODS OF MANUFACTURING SAME

The owner, The Boeing Company, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,660,106 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 34,493

Donald E. Stout
Signature

June 3, 2005
Date

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Donald E. Stout

Typed or printed name

949-450-1750
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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